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In re Application of

Ricky L. Durbin

: DECISION ON PETITION

Application No. 10/663,114

Filed: September 16, 2003

Attorney Docket No. 00313-1001

This is a decision on the petition to make special filed on September 16, 2003. The petition is based upon the practice described in MPEP § 708.02(V) "Environmental Quality" and MPEP § 708.02(VI) "Energy." Therefore, no petition fee is required.

## The petition is granted.

The petition to make special based upon the practice in the above mentioned MPEP sections is deemed to satisfy all of the requirements thereof. Accordingly, the examiner will treat this application as special throughout its prosecution. Prior to the next action on the merits, the examiner will conduct a rigorous search for potentially interfering applications. The interference search will be brought up to date prior to each successive action.

The Supervisory Patent Examiner of Patent Examining Art Unit 3749 is being informed of this decision, and will advise the examiner to take future action consistent therewith. The granting of this petition is not to be taken as an endorsement of the invention that is disclosed and claimed.

PETITION GRANTED.

Stephen Marcus, Special Program Examiner

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